



December 5, 2007

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ELECTRONICALLY FILED	
SAN DIEGO, WASHINGTON, D.C.	DOC #
NORTHLAND, VIRGINIA	DATE FILED: 12/6/07
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# MEMO ENDORSED

By Hand and UPS Overnight Delivery

The Hon. P. Kevin Castel  
Daniel Patrick Moynihan  
United States Courthouse  
Courtroom: 12C  
500 Pearl St., Room 2260  
New York, NY 10007

Re: *Schwartz v. Standard Chartered Bank*—Civil Action No: 07-cv-8762

Dear Judge Castel:

We represent Defendant Standard Chartered Bank (“Standard Charter”) in this matter and respectfully submit this letter jointly with Gerald Resnick, counsel for Plaintiff Mark Schwartz, to request an adjournment of the Rule 16 initial pretrial conference currently scheduled for December 7, 2007.

The complaint in this matter was filed October 10, 2007. On November 28, 2007, counsel for Standard Charter was sent a waiver of service, which has subsequently been executed and returned to Mr. Resnick. Because Standard Charter is not required to move or answer pursuant to Rule 12 before January 28, 2008, the parties respectfully request that the Rule 16 conference be adjourned until after this date or to any such other date as is convenient for the Court.

If you have any questions, please do not hesitate to contact us.

Respectfully submitted,

David S. Brown

Gerald Resnick, Esq. (counsel for Plaintiff)

Enclosure

cc: Miriam H. Wugmeister, Esq.

ny-789149